IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

THURSDAY, THE 22ND FEBRUARY 2007 / 3RD PHALGUNA 1928

Crl.Rev.Pet.No. 646 of 2007(E)

CRA.516/2004 of ADDL. SESSIONS COURT (ADHOC)-II, PALAKKAD
STC.4322/2002 of JUDL. MAGISTRATE OF FIRST CLASS COURT-I, PALAKKAD

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REVN. PETITIONER/APPELLANT/ACCUSED:

A.H. MOHAMMED JAFFER, S/O. HAMSA,
NEAR VENKADESWARA HOSPITAL, PALLIPPURAM,PALAKKAD.

BY ADV. SRI.SAJAN VARGHEESE K.
SRI.LIJU. M.P

RESPONDENTS/COMPLAINANT/NON-PARTY:

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1. G. ANANTHAKRISHNAN, S/O.A.GOURISANKAR,
LAKSHMI SADAN, COLLEGE ROAD, KOPPAM, PALAKKAD.

2. STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. AMJAD ALI
SRI.O.RAMACHANDRAN NAMBIAR
SRI.GEEN T.MATHEW

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 22/02/2007, HE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

CRL.R.P. NO. 646 of 2007

Dated this the 22nd day of February, 2007

ORDER

Revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for one month and to pay a compensation of Rs. 1 lakh vide Section 357 (3) Cr.P.C., and in default, to undergo simple imprisonment for two months. The evidence adduced consisted testimony of PW1, the complainant and Exhibits P1 to P3, i.e impugned cheque, dishonour memo, copy of the notice, postal receipt and acknolwedgment card. It can be seen from the judgments of the courts below that the respondent has no specific case as such.

2. In the circumstances, I find that there is no reason to interfere in the orders of the court below. The revision petition is liable to be dismissed at the threshold. Considering the plea of the counsel for the revision petitioner, revision petitioner is granted four months time to make the payment.

He shall appear before the Judicial First Class Magistrate Court - I, Palakkad on 22.06.2007 to receive sentence.

K.R.UDAYABHANU,JUDGE.

mma/-